

In U.S. District Court, W. Dist. Mo., S. Div.
Robert Joos, Petitioner,
v. UNITED STATES OF AMERICA (USOA), Respondent. } #09-5022-01-CR-SW-RED
Re.: 2255 Petition

Motion to Produce Withheld Evidence.

comes now Robert Joos to move this Court to order prosecutor Kelleher to turn over copies of all the evidence he withheld from discovery, & order CD Johnson to turn over a copy of my client file, for following reasons:

1. As set forth in Facts, Ground #6 of my petition (2255), Kelleher withheld mitigating, exculpatory, & impeachment evidence from discovery, thereby denying me the right to a fair trial; and is denying me the right to expose all the lies & perjury used to falsely convict me. Said evidence includes, but is not limited to: my parole discharge papers; Church files documenting The Church & my position therein; my DD-214 (showing my honorable discharge from the Air Force; pictures & video tapes of the inside of buildings where guns/ammunition/explosives were allegedly found; transcripts (not cherry-picked summaries made by Cops & their cohorts) of every conversation I had with Stevens, Moreland, & Howell; copies of every exhibit, whether used by prosecutor as evidence or not; copies of all pictures of all evidence, or anything else taken from Church property; copies of every letter, document, book, & picture exchanged between me & Becka Stevens; copies of every piece of paper in every file or document taken from any building on Church property; copies of every report made by every COP, agent, clerk, or USOA employee, concerning me or this case; copies of every witness interview; transcripts of both grand jury hearings; everything I requested in Document #87; anything else Kelleher withheld from discovery. I also want a copy of the record on appeal in the U.U.W. (a.k.a. concealed carry) case that the judge used to enhance my sentence; and the "machinegun" that Farnsworth testified about at sentencing needs to be brought in for examination. Not only will this evidence expose all the lies & perjury

used against me, it will also show the true nature (social acquaintance) of my association with Stevens, Moreland, & Howell; which is not the criminal conspiracy portrayed by Kelleher.

2. As set forth in Facts, Ground #3 of my Petition, Johnson did nothing to prepare a defense, & my client file will reflect this; which is why he has ignored 4 (2 U.S.D.C. & 28th C.R.) court orders to turn over a copy of my client file to me.
3. I need the requested evidence to prove my 2255 claims.
4. The court reporter (Jeannine Rankin) did not provide a complete transcript of prosecutor's closing statement, leaving out prosecutorial misconduct; which I believe she also left out of prosecutor's direct examination of Moreland, & his cross-examination of me. I'm therefore requesting new transcripts of those 3 portions of the trial; to be made by a reporter having no connection to any of the personnel working at this courthouse.

Wherefore, I move this Court to order Kelleher & Johnson to give me copies of everything herein requested; & order new transcripts of those portions of trial as herein requested.

So stated to the best of my knowledge & belief, under penalty of perjury, 7 Jan 13, Robert Joseph Payante.

15177013, FCI LaTona, POB 3000, Anthony, NY 88021.

Robert Joos 15177013
Federal Correctional Institution
Post Office Box 3000
Anthony, New Mexico 88001

RECEIVED

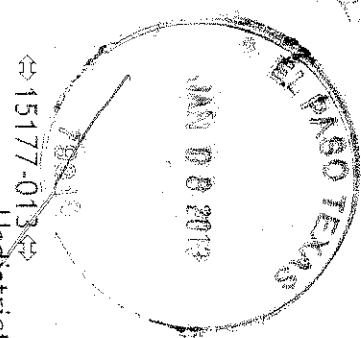
2013 JAN 14 AM 8:04

CLERK, U.S. DIST. COURT
WEST. DIST. OF MO
KANSAS CITY, MO

Handwritten signature/initials

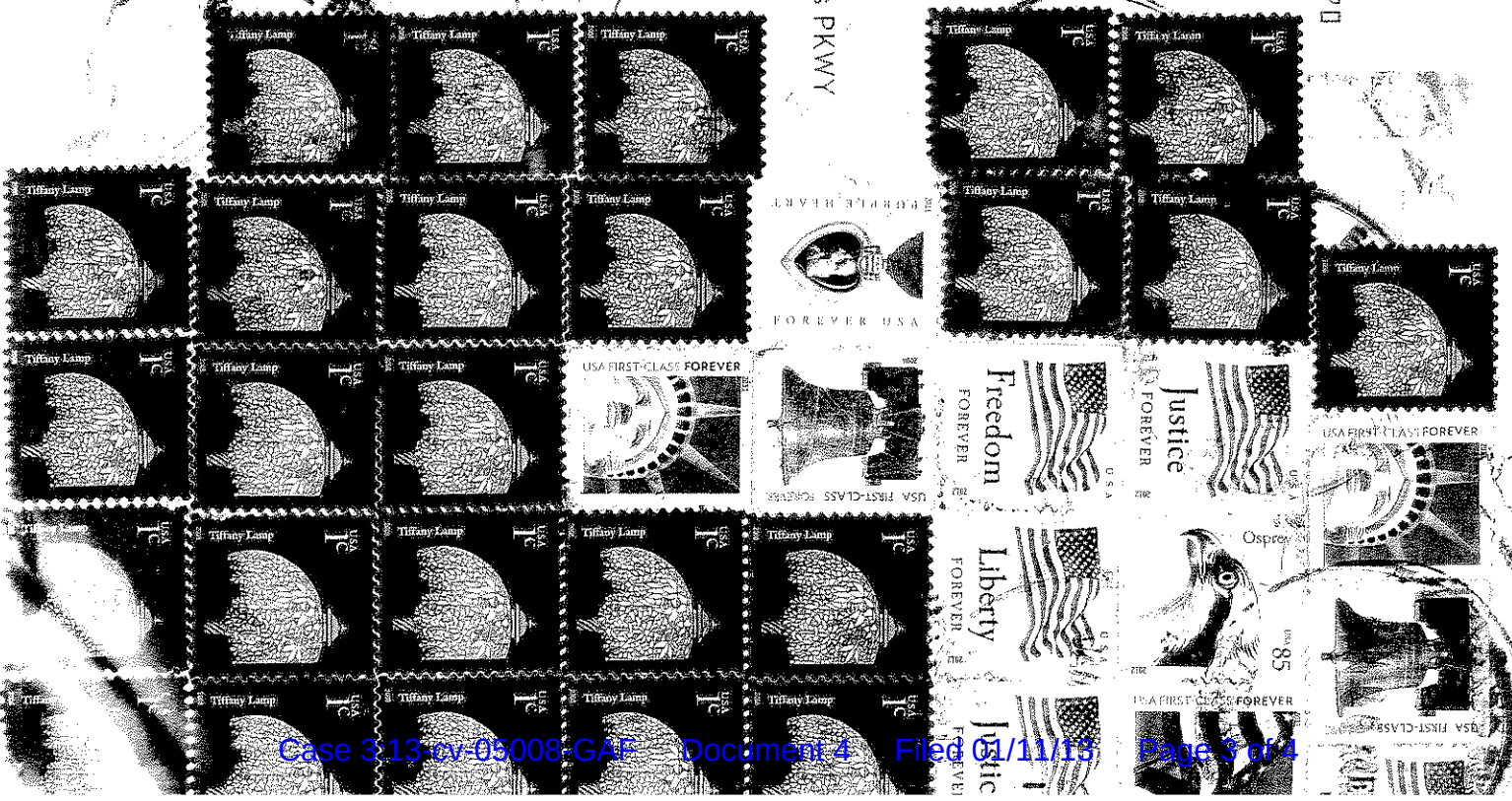
UNITED STATES
MAIL
\$ 00.00
MAILED FROM ANTHONY, NM 88001
JAN 14 2013

7099 3400 0016 6615 6470



15177-013

Us District Court
222 N JOHN Q Hammors PKWY
Springfield, MO - 65806
United States



Court
~~REDACTED~~
Correspondence

RECEIVED

JAN 11 2013
ANN THOMPSON, CLIC,
WESTERN DISTRICT
OF MISSOURI